

TEXAS DEPARTMENT OF PUBLIC SAFETY

5805 N LAMAR BLVD • BOX 4087 • AUSTIN, TEXAS 78773-0001

512/424-2000

www.dps.texas.gov



STEVEN C. McCRAW
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DEPUTY DIRECTORS



COMMISSION
STEVEN P. MACH, CHAIRMAN
A. CYNTHIA LEON
JASON K. PULLIAM

August 30, 2019

Via Email

Dana Branham
Dallas Morning News
dana.branham@dallasnews.com

RE: Public Information Request for records related to the 8/17/2019 officer involved shooting in Dallas (PIR # 19-3569)

Ms. Branham:

The Department received your above-referenced request on August 19, 2019. The Department has located records responsive to your request; however, we believe the records may be excepted from required public disclosure at this time. We are seeking a ruling from the attorney general's office with respect to disclosure of these records, and a copy of our request letter is enclosed. You will be notified directly by the attorney general's office when a ruling is issued. The enclosed records are the only ones we believe are available to you at this time. These records are provided to you at no cost.

If you have any questions regarding this request, please contact the Media and Communications office at media@dps.texas.gov. Thank you.

Cordially,

Brian Sears
Assistant General Counsel

cc:

Attorney General of Texas
Open Records Division
209 West 14th Street, 6th Floor
Austin, Texas 78701

From: dana.branham@dallasnews.com
Sent: Sunday, August 18, 2019 3:29 PM
To: OGC Webmaster
Subject: Other

Salutation: MS
First Name: Dana
Last Name: Branham
Company: The Dallas Morning News
E-Mail: dana.branham@dallasnews.com
Mailing Address line1: 1954 Commerce Street Mailing Address line2:
City: Dallas
State: TX
Zip: 75201
Phone: 2149778673
Fax:
How would you prefer to be contacted? Email

Description of Request Information: Under the Texas Public Information Act, I respectfully request:

-- any body-camera and dash-camera video footage that exists of a trooper-involved shooting in Dallas, Texas, on Aug. 17, 2019, in the 4200 block of Jamaica Street
-- any audio and call sheets for any 911 calls made regarding a trooper-involved shooting in Dallas, Texas, on Aug. 17, 2019, in the 4200 block of Jamaica Street
-- any offense or incident reports for an officer-involved shooting in Dallas, Texas, on Aug. 17, 2019, in the 4200 block of Jamaica Street

I am not seeking information that is exempt from disclosure under the law, courts or previous AG rulings. That means I am not seeking dates of birth, social security numbers, motor vehicle information. Please redact the documents as allowed by law. Please contact me before seeking an AG opinion, so I can consider amending my request. Please waive all fees as the release of this information will benefit the public.

Thank you for your time and help,

Dana Branham

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August 30, 2019

Via Hand Delivery

Attorney General of Texas
Open Records Division
209 West 14th Street, 6th Floor
Austin, Texas 78701

RE: Public Information Requests for records related to the 8/17/2019 officer involved shooting in Dallas (DPS PIR #s 19-3568; 19-3569; 19-3570 and 19-3574)

DATE REQUESTS FOR INFORMATION RECEIVED:
DATE REQUEST FOR RULING SUBMITTED TO ATTORNEY GENERAL:

8/19/2019
8/30/2019

Dear Open Records Division:

The Department of Public Safety received the above-referenced requests for information from Jack Beavers, Dana Branham, Karen Ballesteros, and Tiffany Moore on August 19, 2019. We believe the requested information is excepted from required public disclosure pursuant to section 552.108 of the Government Code. Accordingly, we are requesting a ruling regarding the release of these records.

A copy of the basic investigation information has been provided to the appropriate requestor. An investigation into the above-referenced incident is ongoing. Thus, the Department believes the requested information is excepted from required public disclosure pursuant to section 552.108(a)(1) of the Government Code, which states:

- (a) Information held by a law enforcement agency or prosecutor that deals with the detection, investigation, or prosecution of crime is excepted from the requirements of Section 552.021 if:
 - (1) release of the information would interfere with the detection, investigation, or prosecution of crime.

Because this is an ongoing investigation, the release of potential evidence would interfere with the investigation and prosecution of this case. See *Houston Chronicle Publ'g Co. v. City of Houston*, 531 S.W.2d 177, 184-85 (Tex. Civ. App.—Houston [14th Dist.] 1975), writ ref'd n.r.e., 536 S.W.2d 559 (Tex. 1976) (per curiam). Consequently, the Department believes these responsive records are excepted from required public disclosure at least until the investigation is complete.

We are enclosing copies of the investigation report(s) we wish to withhold. In addition, we wish to withhold all records held as evidence in this case, which are described in the report(s). If you need to view these records in order to determine whether they are also excepted from disclosure pursuant to section 552.108 of the Government Code, please notify me and I will provide copies. Please feel free to contact me at (512) 424-2890 if you have any questions.

Please find enclosed the requests from Jack Beavers, Dana Branham, Karen Ballesteros, and Tiffany Moore, the notice of our request for a ruling sent to each requestor, and a representative sample of the records we wish to except from required disclosure. Please feel free to contact me at (512) 424-2890 if you have any questions.

Sincerely,

Brian Sears
Assistant General Counsel

Enclosure(s)

cc: Jack Beavers
WFAA-TV News

Dana Branham
Dallas Morning News

Karen Ballesteros
NBC Universal

Tiffany Moore
CBS 11/KTVT

TEXAS DEPARTMENT OF PUBLIC SAFETY
TEXAS RANGERS

THIS REPORT IS THE PROPERTY OF THE TEXAS RANGERS. NEITHER IT NOR ITS
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LEAD INVESTIGATOR:	CHAD MATLOCK	INVEST#:	2019I-TRB-50043701
SUPERVISOR:	J RODNEY ODOM	OPENED:	08/18/2019
TITLE:	OFFICER INVOLVED SHOOTING, DALLAS COUNTY, 08/17/2019	FILE STATUS:	OPEN
TYPE:	CRIMINAL	DIVISION:	TEXAS RANGERS
SERVICE:		REGION:	B
DISTRICT:		AREA:	GARLAND
SUBTYPE:	OTHER - OFFICER INVOLVED SHOOTING	SPURS URN:	CMIV50043701
CATEGORY:		REVIEW DATE:	02/18/2020
SPECIAL APPROVAL:		LEGACY REF:	
PROGRAM:	CRIMES AGAINST PERSON	SUBPROGRAM:	FELONY
CASE#:			

INVESTIGATION SYNOPSIS

On Saturday, 08/17/2019, I, Company 'B' Texas Ranger Chad Matlock initiated a officer involved shooting investigation involving two Texas Department of Public Safety - Texas Highway Patrol Troopers in Dallas, Texas. This report will detail the role of the Texas Rangers in the investigation.

SUPPLEMENTAL DETAILS

S1 1.1 On Saturday, 08/17/2019, at approximately 11:09 p.m., I, Company "B" Texas Ranger Chad Matlock was notified via telephone of an officer involved shooting involving two Texas Department of Public Safety - Texas Highway Patrol Troopers in the city of Dallas.

1.2 I traveled to 4218 Jamaica Street Dallas, Texas 75210 and arrived at 11:50 p.m. When I arrived on scene, I noted the ambient temperature to be 90 degrees.



INVOLVED LOCATIONS

S1 Location of shooting
4218 Jamaica Street
Dallas, TX 75210

OFFENSES

S2 CAPITAL MURDER OF A PEACE OFFICER OR FIREMAN 19.03 (a)(1) 19.03a1 F* (Attempt to Commit)
Dallas County, Dallas, TX, US

DPS SENSITIVE

08/22/2019 15:55

08/17/2019 (Saturday)
Victim: Engleman, Joshua
Suspect: Hodge, Schaston

S2 EVADING ARREST DETENTION W/VEH 38.04(b)(2)(A) 38.04b2A F3

Dallas County, Dallas, TX, US
08/17/2019 (Saturday)
Suspect: Hodge, Schaston

S2 UNL CARRYING WEAPON 46.02(a) 46.02a MA

Dallas County, Dallas, TX, US
08/17/2019 (Saturday)
Suspect: Hodge, Schaston

CHARGES

PERSONNEL

S1 Chad Matlock, Texas Rangers "B"
Texas Dept of Public Safety
(214) 861-2469

